

under subsection (b), the covered savings association has total consolidated assets greater than \$20,000,000,000.

(June 13, 1933, ch. 64, §5A, as added Pub. L. 115-174, title II, § 206, May 24, 2018, 132 Stat. 1310.)

#### **§ 1465. State law preemption standards for Federal savings associations clarified**

##### **(a) In general**

Any determination by a court or by the Director or any successor officer or agency regarding the relation of State law to a provision of this chapter or any regulation or order prescribed under this chapter shall be made in accordance with the laws and legal standards applicable to national banks regarding the preemption of State law.

##### **(b) Principles of conflict preemption applicable**

Notwithstanding the authorities granted under sections 1463 and 1464 of this title, this chapter does not occupy the field in any area of State law.

##### **(c) Visitorial powers**

The provisions of sections<sup>1</sup> 25b(i) of this title shall apply to Federal savings associations, and any subsidiary thereof, to the same extent and in the same manner as if such savings associations, or subsidiaries thereof, were national banks or subsidiaries of national banks, respectively.

##### **(d) Enforcement actions**

The ability of the Comptroller of the Currency to bring an enforcement action under this chapter or section 45 of title 15 does not preclude any private party from enforcing rights granted under Federal or State law in the courts.

(June 13, 1933, ch. 64, §6, as added and amended Pub. L. 111-203, title X, §§ 1046(a), 1047(b), July 21, 2010, 124 Stat. 2017, 2018.)

#### **Editorial Notes**

##### **PRIOR PROVISIONS**

A prior section 1465, acts June 13, 1933, ch. 64, §6, 48 Stat. 134; Apr. 27, 1934, ch. 168, §11, 48 Stat. 647; May 28, 1935, ch. 150, §19, 49 Stat. 297; Pub. L. 101-73, title III, §301, Aug. 9, 1989, 103 Stat. 313, which related to liquid asset requirements, was repealed by Pub. L. 106-569, title XII, §1201(a), Dec. 27, 2000, 114 Stat. 3032.

##### **AMENDMENTS**

2010—Subsecs. (c), (d). Pub. L. 111-203, §1047(b), added subsecs. (c) and (d).

#### **Statutory Notes and Related Subsidiaries**

##### **EFFECTIVE DATE**

Enactment and amendment of section by Pub. L. 111-203 effective on the designated transfer date, see section 1048 of Pub. L. 111-203, set out as a note under section 5551 of this title.

#### **§ 1466. Applicability**

The provisions of this chapter shall apply to the United States and to Puerto Rico, Guam, and the Virgin Islands.

<sup>1</sup> So in original. Probably should be “section”.

(June 13, 1933, ch. 64, §7, 48 Stat. 134; July 14, 1952, ch. 723, §10(b), 66 Stat. 604; Pub. L. 86-70, §9(b), June 25, 1959, 73 Stat. 142; Pub. L. 86-624, §5(b), July 12, 1960, 74 Stat. 411; Pub. L. 101-73, title III, §301, Aug. 9, 1989, 103 Stat. 315.)

#### **Editorial Notes**

##### **AMENDMENTS**

1989—Pub. L. 101-73 amended section generally. Prior to amendment, section read as follows: “The provisions of this chapter shall apply to the continental United States (including Alaska), to the State of Hawaii, and to Puerto Rico, Guam and the Virgin Islands.”

1960—Pub. L. 86-624 substituted “State of Hawaii” for “Territory of Hawaii”.

1959—Pub. L. 86-70 substituted “continental United States (including Alaska), to the Territory of Hawaii” for “continental United States, to the Territories of Alaska and Hawaii”.

1952—Act July 14, 1952, inserted “Guam”.

#### **§ 1466a. District associations**

##### **(a) In general**

The Comptroller shall, with respect to all incorporated or unincorporated building, building or loan, building and loan, or homestead associations, and similar institutions, of or transacting or doing business in the District of Columbia, or maintaining any office in the District of Columbia (other than Federal savings associations), have the same powers and functions as to examination, operation, and regulation as the Comptroller has with respect to Federal savings associations.

##### **(b) Additional powers**

Any such association or institution incorporated under the laws of, or organized in, the District of Columbia shall have in addition to any existing statutory authority such statutory authority as is vested in Federal savings associations.

##### **(c) Charter amendments**

Charters, certificates of incorporation, articles of incorporation, constitutions, bylaws, or other organic documents of associations or institutions referred to in subsection (b) of this section may, without regard to anything contained therein or otherwise, be amended in such manner and to such extent and upon such votes if any as the Comptroller may by regulation or otherwise provide.

##### **(d) Limitation**

Nothing in this section shall cause, or permit the Comptroller to cause, District of Columbia associations to be or become Federal savings associations, or require the Comptroller to impose on District of Columbia associations the same regulations as are imposed on Federal savings associations.

(June 13, 1933, ch. 64, §8, as added Pub. L. 91-609, title IX, §913, Dec. 31, 1970, 84 Stat. 1815; amended Pub. L. 101-73, title III, §301, Aug. 9, 1989, 103 Stat. 315; Pub. L. 111-203, title III, §369(6), July 21, 2010, 124 Stat. 1563.)

#### **Editorial Notes**

##### **PRIOR PROVISIONS**

A prior section 8 of act June 13, 1933, ch. 64, 48 Stat. 134, was classified to section 1467 of this title, prior to